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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: **Takenori GOTO**

Group Art Unit: **2815**

Serial No.: **09/888,419**

Examiner: **Joseph H. NGUYEN**

Filed: **June 26, 2001**

Confirmation No.: **9498**

For: **NITRIDE BASED SEMICONDUCTOR LASER DEVICE AND METHOD  
OF FABRICATING THE SAME**

Attorney Docket No.: **010802**

Customer Number: **38834**

**REQUEST FOR RETURN OF FORM PTO-1449**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

September 8, 2004

Sir:

Applicant filed an Information Disclosure Statement on September 15, 2003. A copy of the IDS is attached hereto.

Applicant respectfully requests that the Examiner return a copy of the Form PTO-1449 that accompanies the Information Disclosure Statement, marked to indicate that the references listed therein have been considered by the Office.

The Examiner is encouraged to telephone the undersigned if the Examiner has any questions concerning this Request.

Respectfully submitted,

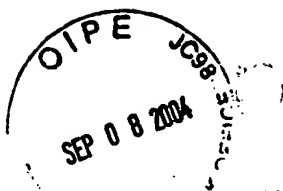
**WESTERMAN, HATTORI, DANIELS & ADRIAN, LLP**

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

**GOTO, Takenori**

Group Art Unit: **2815**

Serial No.: **09/888,419**

Examiner: **NGUYEN, Joseph H.**

Filed: **June 26, 2001**

P.T.O. Confirmation No.: **9498**

For: **NITRIDE BASED SEMICONDUCTOR LASER DEVICE AND METHOD OF  
FABRICATING THE SAME**

**INFORMATION DISCLOSURE STATEMENT AND STATEMENT  
PURSUANT TO 37 CFR 1.97(d)**

**Attn: Group Director**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

September 15, 2003

Sir:

The attention of the Patent and Trademark Office is hereby directed to the documents listed on the attached Form PTO-1449. One copy of each of these documents is attached.

This Information Disclosure Statement is submitted after the mailing of a final action, a Notice of Allowance, or an action that otherwise closes prosecution in the application, but on or before payment of the Issue Fee.

The undersigned hereby certifies

XX that no item of information contained in this statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned after making reasonable inquiry, no information contained in this statement was known to any individual designated in 37 CFR § 1.56(c) more than three months prior to the filing of this statement.

The above information is presented so that the Patent and Trademark Office can, in the first instance, determine any materiality thereof to the claimed invention. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the documents cited in the attached Form PTO-1449 be made of record therein and appear on the first page of any patent to issue therefrom.

A check is attached hereto which covers the \$180.00 fee set forth in 37 CFR § 1.17(p). The Commissioner is hereby authorized to charge any additional fee (or credit any overpayment) associated with this Statement to our Deposit Account No. 01-2340.

Respectfully submitted,

ARMSTRONG, WESTERMAN & HATTORI, LLP



Sadao Kinashi  
Attorney for Applicant  
Reg. No. 48,075

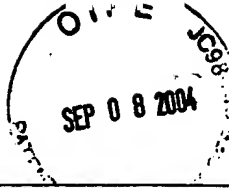
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Atty. Docket No. **010802**  
Suite 1000  
1725 K Street, N.W.  
Washington, D.C. 20006  
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**23850**

PATENT TRADEMARK OFFICE

Enclosures: PTO-1449 and 2 references  
Japanese Office Action dated July 8, 2003 (with English translation)



<b>INFORMATION DISCLOSURE CITATION PTO-1449</b>	Atty. Docket No. <b>010802</b>	Serial No. <b>09/888,419</b>
	Applicant(s): <b>GOTO, Takenori</b>	
	Filing Date: <b>June 26, 2001</b>	Group Art Unit: <b>2815</b>

**U.S. PATENT DOCUMENTS**

Examiner Initial		Document No.	Name	Date	Class	Subclass	Filing Date (If appropriate)
_____	AA						
_____	AB						
_____	AC						
_____	AD						
_____	AE						

**FOREIGN PATENT DOCUMENTS**

		Document No.	Date	Country	Translation (Yes or No)
_____	AF	6-79172 (U)	11/ 4/1994	Japan	Yes (Partial)
_____	AG	11-284282	10/15/1999	Japan	Yes (Abstract)
_____	AH				
_____	AI				
_____	AJ				

**OTHER DOCUMENTS**

_____	AK	
_____	AL	
Examiner		Date Considered



CARD NO: 05254

U.S. Patent Application      Docket No: 010802  
Serial No: 09/888,419      Filed: 06/26/01  
Patent Number:      Issued:  
Applicant(s): GOTO, Takeo

Papers filed herewith on: 09/15/03

Fees: \$ 180.00

Other: IDS w/ PTO-1449, 2 refs. Japanese OA dated  
7/8/03



COMMISSIONER OF PATENTS

Receipt is hereby acknowledged of the papers filed as indicated  
in connection with the above identified case.

SK /FS